

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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CHARTER COMMUNICATIONS
ENTERTAINMENT I, LLC
d/b/a CHARTER COMMUNICATIONS,

Plaintiff,

v.

THOMAS A/K/A TOM BURDULIS,

Defendant.

CIVIL ACTION
NO. 04-40098-NMG

MOTION FOR ENTRY OF DEFAULT
AGAINST DEFENDANT TOM BURDULIS

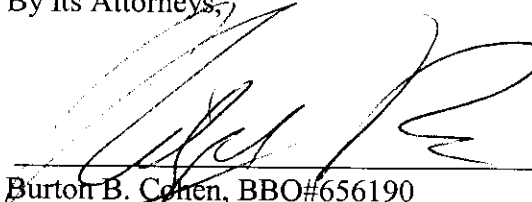
Pursuant to Federal Rule of Civil Procedure 55(a) and Local Rules of Civil Procedure, Plaintiff Charter Communications Entertainment I, LLC d/b/a Charter Communications, hereby moves this Court for a judgment by default against the Defendant TOM BURUDLIS (the "Defendant"), in the above-captioned action. In support of its Motion, Plaintiff states that:

1. The Complaint in the above-captioned action was filed in this Court on June 2, 2004;
2. The Defendant was served by Deputy Sheriff David G. Westerman by leaving a copy of the Summons and Complaint at the abode of the Defendant on June 11, 2004 and by mailing a first class true attested copy to the home of the Defendant on June 14, 2004 pursuant to Rule 4(c) and 4(e) of the Federal Rules of Civil Procedure;
3. The Defendant failed to file an Appearance in the above-captioned action; and
4. The Defendant failed to file a response to the Complaint, which was due on or before July 1, 2004, as required by Rule 12(a) of the Federal Rules of Civil Procedure.

WHEREFORE, Plaintiff requests the Court enter judgment of default against the Defendant in this action.

PLAINTIFF - CHARTER COMMUNICATIONS
ENTERTAINMENT I, LLC d/b/a CHARTER
COMMUNICATIONS

By Its Attorneys,



Burton B. Cohen, BBO#656190

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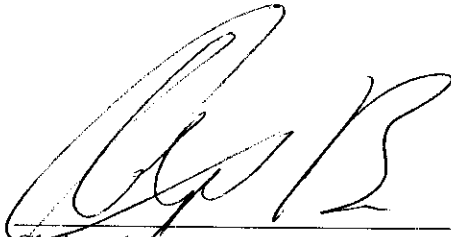
(617) 457-4000

Dated: July 26, 2004

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion for Entry of Default was mailed first-class, postage prepaid, on July 26, 2004 to:

Tom Burdulis
11 Miami Street
Worcester, MA 01605



Christopher L. Brown